while on behalf of the Labour Association were present, Mr. M. S. Joseph, President of the Association and the following office bearers:—

Messrs.—

1 A. Subramanya Iyer, Vice-President
2 Y. N. Madhava Rao, Secretary
3 R. S. Nivas, Assistant Secretary
4 K. Ramachandran, Treasurer

(4) The Assistant Commissioner of Labour, Mysore Division (Mr. C. N. Nanjappa), was present at the Conciliation meeting.

(5) The Labour representatives explained the demand and stated that as per Section 47 of the Mysore Factories Act, as amended recently the employees were entitled to twice their ordinary rate of pay in respect of overtime work and that it should be given effect to from 16th September 1946 till the system of 48 hours of work per week is enforced. They further alleged that the Management was delaying the introduction of the system of 48 hours of work per week with a view to extract duty wrongfully from the employees.

(6) The General Manager, on behalf of the Management, contended that the amendment of Section 47 did not in any way effect the provisions of the Act inasmuch as the proviso to Section 34 of the Factories Act has not been modified. He added that in view however of the present Notice of Change, the Management wanted to have an authoritative opinion on the subject, and that the matter had therefore been referred to the Chief Inspector of Factories for instructions and that the reply was awaited. The Association representatives contended that when a section was amended the proviso should also be taken as having been amended, and, as such, there was no need to refer the matter to the Chief Inspector of Factories and that it only caused unnecessary delay. The Management's representative replied that they had no intention either to delay, or to evade the provisions of the Act, but what they wanted was to make sure of the scope of the amendment to the said section by getting the opinion of the authority competent to give an opinion in order to enable the Management to take a final decision in the matter. Hence, the General Manager requested for a short adjournment by about three weeks, by which time he would, he hoped, get a reply from the Chief Inspector of Factories. After further discussion, the Labour Association agreed to the grant of three weeks' time to the Management to enable them to give their final decision in the matter.

The proceedings were accordingly adjourned by three weeks on the understanding that the Assistant Commissioner of Labour would contract the parties and intimate to the Office, settlement (if any) or otherwise, so that this Office may take further action in the matter.

The Assistant Commissioner of Labour, who contanced both the parties reported in his letter dated 22nd May 1947, that the Management was not able to get the opinion of the Chief Inspector of Factories so far, and as such they (Management) could not come to any final decision and would like to have three more weeks' time. He added that the Labour representatives were not agreeable for the grant of any further time to the Management.

Under the Act, the proceedings had to be completed within one month of the initiation of the proceedings. But it appeared that the opinion of the Chief Inspector of Factories would help the Management to come to a settlement. So, I considered it desirable that the Management was allowed the further time sought for. Accordingly, Government were addressed in this Office letter dated 3rd June 1947 to grant two fortnights' time, exclusive of the time granted with the consent of both the parties.

Even so, the Management did not get a reply before the expiry of this period. As the proceedings could not be completed, this Office further requested Government by a letter dated 26th July 1947, for another fortnight's time under Section 12 (1) (*a*). But again the General Manager has written in his latter dated 1st August 1947 (received in this Office on 7th August 1947) stating that no reply has been received from the Chief Inspector of Factories.

Under Section 12 (1) (*a*) the total extension of time is only two months in the aggregate and there is no provision for extension of time beyond two months, even by Government. As things stand, there seems no probability of the Management getting a reply from the Factories Chief Inspector. In the circumstance, I think, it is no use waiting further and there is apparently no chance of the parties coming to a settlement in the matter. The position is that the demand is not conceded by the Management and that the Labour Association is pressing for the demand. Hence, no settlement seems possible between the parties in regard to this matter.

All possible ways of settlement were explored but no settlement could be reached.

Thus, the Conciliation Proceedings in the case ended in failure, which I hereby report.

I request that this report may be published in the *Mysore Gazette* as required in sub-section (4) of Section 12 of the Mysore Labour Act.

I have the honour to be,
Sir,
Your most obedient servant,

NAVANEETHAM,
Chief Conciliator.

EDUCATION SECRETARIAT

Dated 25th August 1947.

No. M. 2301—P. H. 165-46-2. In pursuance of the provisions of Section 4 (1) of the Mysore Public Health Act regarding the constitution of the Public Health Board Government are pleased to reconstitute the Public Health Board with the following personnel :—

President.

The Minister in charge of Public Health.

Members.

1. The Senior Surgeon in Mysore.
2. Dr. (Mrs.) Rathnamma Issac, Member, Legislative Council, Bangalore.
3. Mr. H. S. Rudrappa, B.Sc., LL.B., Member, Legislative Council, Shimoga.
4. Mr. C. Bandi Gowda, B Sc., M B B.S., Member, Representative Assembly, Seringapatam.
5. Mr. G. R. Ramachandra Iyer, L.M.P., Member, Representative Assembly, Hassan.
6. Mrs. Lakshmidevi Ramanna, B.Sc., Bangalore.
7. Dr. S. P. Chinnappa, Retired, Deputy Inspector General of Education, Bangalore.
8. The Director of Public Health in Mysore, (Secretary to the Board.)

1569 K. THIPPERUDRAIAH, *Edn. Secy.*

LAW SECRETARIAT

Dated 26th August 1947.

No. Law 1146—Cts. 39-47-5. Government are pleased to direct that until further orders, the Civil Courts in the Retroceded area referred to in Government Notification No. 809—Cts. 39-47-1, dated the 11th August 1947, shall with effect from 14th August 1947, also exercise both territorial and pecuniary jurisdictions exercised by them immediately prior to the date of Retrocession in respect of the Civil Suits or Proceedings in the "Bangalore Military Area" as defined in Act XXVII of 1947.

1600

Dated 26th August 1947.

No. Law 1150—Cts. 39-47-6. Government are pleased to direct that, until further orders, the Criminal Courts in the Retroceded area referred to in Government Notification No. 813—Cts. 39-47-2, dated 11th August 1947, shall, with effect from 14th August 1947, also exercise jurisdiction exercised by them immediately prior to the date of Retrocession in respect of the Criminal Cases arising in the "Bangalore Military Area," as defined in Act XXVII of 1947.

1599

Notification dated 26th August 1947.

No. Law 1154—Cts. 39-47-7. Government are pleased to direct that, until further orders, the High Court of Mysore and such other appellate or revisional Courts in the Retroceded area referred to in Government Notification No. 817—Cts. 39-47-3, dated 11th August 1947, shall, with effect from 14th August 1947, also exercise jurisdiction in respect of Civil Appeals, applications or other proceedings pending or which may be instituted in the "Bangalore Military Area", as defined in Act XXVII of 1947.

1597

Dated 26th August 1947.

No. Law 1158—Cts. 39-47-8. Government are pleased to direct that, until further orders, the High Court of Mysore and such other appellate or revisional Courts in the Retroceded area referred to in Government Notification No. 821—Cts. 39-47-4, dated 11th August 1947, shall, with effect from 14th August 1947, also exercise jurisdiction in respect of Criminal Appeals, applications or other proceedings pending or arising in the "Bangalore Military Area" as defined in Act XXVII of 1947.

1598 S. KANAKARATNARAJ, *Law Secy.*

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